

REMARKS

**I. INTRODUCTION**

Claims 1-16 are pending in the present application. Reconsideration, in view of the following remarks, is requested.

**II. REJECTION OF CLAIMS 1 AND 4-16 UNDER 35 U.S.C. § 103**

Claims 1 and 4-16 stand rejected under 35 U.S.C. § 103(a) as being obvious over U.S. Patent No. 6,591,296 to Ghanime (the "Ghanime patent") in view of U.S. Patent No. 6,147,601 to Sandelman et al. (the "Sandelman patent"). It is respectfully submitted that none of claims 1 and 4-16 is obvious over the Ghanime patent in view of the Sandelman patent, for at least the following reasons.

The Examiner admits that the Ghanime patent fails to disclose Applicant's "table" recited in claim 1. For this feature, the Examiner relies on the Sandelman patent. Respectfully, as recited in claim 1, the present invention is directed to an industrial controller for a machine tool, a robot and/or a production machine. The Sandelman patent, on the other hand, is directed to a system for monitoring HVAC systems. HVAC systems are generally controlled with the aid of highly complex control instrumentation and technology. It would not be obvious to apply technologies such as that described in the Sandelman patent, to a relatively simple control device of machinery such as that described in the Ghanime patent. Respectfully, the Sandelman patent relates to an art area that is not analogous to either the Ghanime patent or the present invention. As noted, HVAC systems require relatively complex technologies; it would not have been obvious to a person of ordinary skill in the art to apply technologies involved in such a system to the much simpler technology area of the Ghanime patent.

For at least these reasons, it is respectfully submitted that it would not have been obvious to combine the teachings of the Ghanime patent with the Sandelman patent, at least in the manner suggested by the Examiner. Accordingly, the Ghanime patent in view of the Sandelman patent does not

render obvious claim 1. Claims 4-7 depend from claim 1; accordingly, the arguments presented above in connection with claim 1 apply equally to claims 4-8.

As regards to claims 9-16, claims 9, 11, 13 and 15, recite similar features as discussed above in connection with claim 1. Claims 10, 12, 14 and 16 depend from claims 9, 11, 13 and 15, respectively. It is submitted that arguments analogous to those presented above in connection with claim 1 apply to claims 9-16. For at least this reason, it is submitted that the Ghanime patent in view of the Sandelman patent does not render any of claims 9-16 obvious.

In view of the foregoing, withdrawal of the rejection of claims 1 and 4-16 is requested.

### **III. REJECTION OF CLAIMS 2 AND 3 UNDER 35 U.S.C. § 103**

Claims 2 and 3 stand rejected under 35 U.S.C. § 103 as being obvious over the Ghanime patent in view of the Sandelman patent and U.S. Patent No. 6,065,136 to Kuwabara (the "Kuwabara patent"). It is respectfully submitted that neither claim 2 nor claim 3 is obvious over the Ghanime patent in view of the Sandelman patent and the Kuwabara patent, for at least the following reasons.

As an initial matter, claims 2 and 3 depend from claim 1. Accordingly, the arguments presented above in connection with claim 1 and the Ghanime patent and the Sandelman patent apply equally to claims 2 and 3. The Kuwabara patent does not cure the deficiencies of the Ghanime patent and the Sandelman patent.

Moreover, claim 2 recites that the e-mail has a file attached to it (claim 3 depends from claim 2). As regards this feature, the Examiner apparently relies on col. 5:15-18 and 20-23 of the Kuwabara patent. Respectfully, these sections of the Kuwabara patent do not appear describe a file attached to an email. These sections appear to describe that information stored in the diagnostic data memory, and trouble and image data from image memory 14g are be stored in e-mail memory 14c. Respectfully, it appears that the information in e-mail memory 14c is provided in the body of an e-mail

message. In particular, it appears that a special diagnostic program is used to read this information when the email message is retrieved. See, e.g., col.5:42-46.

In view of the foregoing, it is respectfully submitted that the Ghanime patent in view of the Sandelman patent and the Kuwabara patent does not render obvious either of claims 2 or 3. Withdrawal of the rejection of claims 2 and 3 is therefore requested.

**IV. CONCLUSION**

In light of the foregoing, Applicant respectfully submits that all of the pending claims are in condition for allowance. Prompt reconsideration and allowance of the present application are therefore earnestly solicited. The Examiner is invited to contact Applicant's representative, Michelle Carniaux at 212-908-6036 for any issues still outstanding in this application.

Respectfully submitted,

KENYON & KENYON



(U.S. No. 36098)

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By:   
Richard L. Mayer  
Reg. No. 22,490

One Broadway  
New York, New York 10004  
(212) 425-7200  
**Customer No. 26646**